

BROOKINGS COUNTY COMMISSION MEETING

Tuesday, December 11, 2007

The Brookings County Board of County Commissioners met in regular session on Tuesday, December 11, 2007 with the following members present: Don Larson, Mary Negstad, Dennis Falken and Emil Klavetter.

CALL TO ORDER

Chairperson Klavetter called the meeting to order.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

CONSENT AGENDA

Chairperson Klavetter declared the Consent Agenda approved as amended with no objection from the board. The Consent Agenda consisted of the agenda for the December 11, 2007 Commission Meeting, and the minutes from the December 4, 2007 Commission Meeting.

Welfare Matters: Case #07-112 for the Avera Heart Hospital was Denied; Case #07-114 for Rent was Approved; Case #07-001A for Rent was Denied; Case #07-115 for Rent was Denied; Case #07-113 for Hospital Bills was Denied.

Travel/Education: Joyce Dragseth to attend the SDAAO meeting in Elk Point, SD on December 14, 2007.

ROUTINE BUSINESS

Motion by Negstad, seconded by Falken to approve the following claims. Roll Call Vote: Larson "Aye," Negstad "Aye," Falken "Aye," Klavetter "Aye." Motion Carried.

A&B BUSINESS, REPAIRS AND MAINT. \$132.74; ACTION PROCESS SERVING, COURT CASE EXPENSE \$10.50; ALTON TOWNSHIP, REPAIRS AND MAINTENANCE \$29.25; AFLAC-FLEX ONE, PERSONAL SERVICES \$70.00; BRBA, CITIZEN CORP. \$350.00; BANGOR TOWNSHIP, REPAIRS AND MAINTENANCE \$340.50; BORTNEM'S VINYL PRO, REPAIRS & MAINT. \$45.00; BROOKINGS AUTO MALL INC, GASOLINE/VEHICLE MAINT. \$60.63; BRKGS AREA CHAMBER, TRAVEL & CONFERENCE \$139.00; BRKGS AREA HUMAN RESOURCE, TRAVEL & CONFERENCE \$60.00; BRKGS. CITY UTILITIES, TELEPHONE \$38000.23; BRKGS CO TREASURER, AM'T HELD FOR DEL. TAXES \$1148.95; BRKGS DAILY REGISTER, PERSONAL SERVICES \$48.51; BROOKINGS POLICE DEPT., DISPATCH SERVICE-BRKGS CI \$45000.00; BROOKINGS PUBLIC LIBRARY, OTHERS (BRKGS. LIBRARY) \$6250.00; BROWN AND SAENGER, MV NOTICES/TAX NOTICES \$1318.92; BRUGGER, SUSAN, ADULT DEFENSE \$2026.17; BUTLER MACHINERY CO., REPAIRS & MAINT. \$1087.63; C&R SUPPLY, INC., REPAIRS AND MAINTENANCE \$815.26; CAREER LEARNING CENTER, REPAIRS AND MAINTENANCE \$225.00; CENTRAL BUSINESS SUPPLY, SUPPLIES & MATERIALS \$61.25; CH UPHOLSTERY, REPAIRS & MAINT. \$35.00; DAYS INN BROOKINGS, LEPC \$35.33; DEN-WIL INC, RENTAL/COMM. HEALTH \$835.00; EAST DAKOTA WATER DEVE., AMOUNT HELD FOR WATER CON \$6001.59; EGEBERG, GARY, TRAVEL & CONFERENCE \$80.08; EINSPAHR AUTO PLAZA,

GASOLINE/VEHICLE MAINT. \$216.46; ELKTON RECORD, PUBLISHING (LEGALS) \$37.10; FOERSTER WHOLESALE SUPPLY, SUPPLIES & MATERIALS \$812.10; G&K SERVICES, REPAIRS & MAINT. \$578.76; HAMILTON, STACEY, COURT CASE EXPENSE \$45.00; HAROLD'S PRINTING, SUPPLIES & MATERIALS \$143.55; HARTSEL, PATRICIA J., TRANSCRIPTS (NON) \$25.60; THOMAS HEYLENS, REPAIRS & MAINT. \$2850.00; HOLM, JOANIE, CORONER FEES \$1500.00; HY-VEE FOOD STORE, TRAVEL & CONFERENCE \$32.28; INTERSTATE TELECOM. COOP, DATABASE SERVICE-ITC \$713.45; LAKE HENDRICKS TOWNSHIP, REPAIRS AND MAINTENANCE \$255.00; LAKE SINAI TOWNSHIP, REPAIRS AND MAINTENANCE \$44.25; LOWE'S, SUPPLIES & MATERIALS \$196.31; MCKEEVER'S VENDING, SUPPLIES & MATERIALS \$356.18; M&T FIRE & SAFETY INC., SUPPLIES & MATERIALS \$4972.94; MARTIN'S INC., FUEL/GASOLINE \$5323.56; MASTERCARD, SUPPLIES & MATERIALS \$1230.44; MICHAELS FENCE, HIWAY SHOPS \$238.19; MODERN METALS INDUSTRIES, SUPPLIES & MATERIALS \$1466.00; MOEN, STEPHANIE & ASSOC., COURT CASE EXPENSE \$53.10; NATL 4-H COUNCIL, 4-H EVENTS & LIT. \$54.55; NORTHWESTERN PUBLIC SERV, UTILITIES/COURTHOUSE \$211.39; OAKWOOD TOWNSHIP, REPAIRS AND MAINTENANCE \$381.00; OFFICE SYSTEMS INC, SUPPLIES & MATERIALS \$270.39; PERRY ELECTRIC INC., REPAIRS AND MAINTENANCE \$420.75; PIPESTONE COUNTY, COURT CASE EXPENSE \$50.00; PRINTRAK INTERNATIONAL, PROFESSIONAL SERV. & FEES \$424.66; PRO ACTION UNIFORMS, UNIFORMS/EQUIPMENT \$221.75; QUALIFIED PRESORT, MV NOTICES/TAX NOTICES \$5040.00; RFD, PUBLISHING \$1036.29; RENTAL DEPOT, THE, REPAIRS & MAINT. \$36.95; REVENUE, S.D. DEP'T., BLOOD TESTS \$221954.56; RONNING, JESSE, JUVENILE DEFENSE \$1144.40; RUNNING'S BIG "R", SUPPLIES & MATERIALS \$86.27; SDSU WORKSTUDY ACCT., WORK STUDY \$59.58; SHEPARDSONS HARDWARE HANK, SUPPLIES & MATERIALS \$111.29; SIOUX VALLEY ENERGY, SUPPLIES & MATERIALS \$633.96; SPRINT, TELEPHONE \$32.93; STATE OF SOUTH DAKOTA, REPAIR & MAINTENANCE \$50.00; STEE, ROSE MARIE, SUPPLIES & MATERIALS \$165.37; SCHMIT, CINDY, TRAVEL & CONFERENCE \$85.84; SUNDAL RENTALS, RENT \$400.00; TV PRODUCTIONS, INC., COURT CASE EXPENSE \$151.20; TANGEN, LAURIE, TRAVEL & CONFERENCE \$170.20; TRANA, KRISTIN, TRAVEL & CONFERENCE \$85.84; VANDENBERG LAW FIRM, ADULT DEFENSE \$1014.00; VERIFICATIONS INC, PERSONAL SERVICES \$57.70; VERIZON WIRELESS, TELEPHONE \$263.45; VOGEL, STEPHANIE, TRAVEL & CONFERENCE \$42.92; VOLGA TRIBUNE, PUBLISHING (LEGALS) \$73.85; WW TIRE SERVICE INC, SUPPLIES & MATERIALS \$44.85; WAGNER REAL ESTATE, INSPECTION FEES \$1100.00; WALMART COMMUNITY, SUPPLIES & MATERIALS \$62.26; WEST GROUP, SUPPLIES & MATERIALS \$485.50; WHITE CITY, UTILITIES \$53.74; WIECZOREK, TERRY, ADULT DEFENSE \$173.43; YOUNG DOOR SERVICE, REPAIRS & MAINT. \$80.00; DUIN, MELVIN R., JURY & WITNESS \$17.40; SACKMANN, GARY R., JURY & WITNESS \$56.66; CROSSER, LUVERNE, JURY & WITNESS \$16.66; LENANDER, MARCENE, JURY & WITNESS \$12.22; ROBBINS, GLEN, JURY & WITNESS \$10.74; BOYNTON, KENNETH, JURY & WITNESS \$12.96; BUCHHOLTZ, DENNIS, JURY & WITNESS \$15.18; GREBNER, LILA, JURY & WITNESS \$15.18; GULLICKSON, DWIGHT, JURY & WITNESS \$26.28; HALL, EILEEN, JURY & WITNESS \$11.48; HEMMEN, MATTHEW, JURY & WITNESS \$18.88; INTVELD, SUSAN, JURY & WITNESS \$64.80; JENSEN, MARY, JURY & WITNESS \$12.96; KNUITSEN, BETTY, JURY & WITNESS \$16.66; KRATZ, PAULINE, JURY & WITNESS \$10.74; LEE, GAIL, JURY & WITNESS \$52.22; LEISURE, DEREK, JURY & WITNESS \$21.84; LITTLE, DANIEL, JURY & WITNESS \$12.22; MCENTEE, ADRIENNE, JURY & WITNESS \$11.48; MCLAGAN, RANDALL, JURY & WITNESS \$11.48; MELBY, PAUL, JURY & WITNESS \$52.22; OINES, JOHN, JURY & WITNESS \$14.44; OINES, ROBERT, JURY & WITNESS \$51.48; OSBORN, ALYSSA, JURY & WITNESS \$61.10; PATRICK, JO LEANN, JURY & WITNESS \$61.84; POPPEN, KEITH, JURY & WITNESS \$10.74; STOUT, SADIE, JURY & WITNESS \$14.44; STROHFUS, LUANN, JURY & WITNESS \$57.40; STRUCK, WALTER, JURY & WITNESS \$50.74; THELEN, NATHAN, JURY & WITNESS \$50.74; TOLK, NICOLE, JURY & WITNESS \$26.28; WEIDEMAN, MEGAN, JURY & WITNESS \$50.00; WOOD, JUDITH, JURY & WITNESS \$28.50; MEYER, CINDY R., JURY & WITNESS \$50.74.

Be it noted, the Auditor's Account with the Treasurer for November 2007 was presented to the board.

November 2007	
Total amounts of deposits in banks.....	\$14,294,522.22
Total amount of actual cash: Currency.....	11,207.00
Coins.....	77.16
Total amount of checks/drafts in Treasurer's possession not exceeding 3 days...	173,163.70
Itemized list of all items, checks, and drafts in Treasurer's possession over 3 days	0.00
Insufficient checks.....	183.35
TOTAL.....	14,479,153.43

Be it noted, the Highway transfers for the month of November 2007 was presented to the board. \$5,875.36 was transferred for the expenditures to increase the Highway budget due to work performed and supplies furnished for various non-highway departments.

Motion by Falken, seconded by Larson to approve for recording purposes and authorize Chairperson Klavetter to sign Resolution #07-42; a Resolution for the plat of Lot 1 and Lot 2 of Oak Lake Addition in Government Lot 2 in the NE1/4 of Section 1-T112N-R48W of the 5th P.M., Brookings County, South Dakota. Roll Call Vote: Negstad "Aye," Falken "Aye," Larson "Aye," Klavetter "Aye." Motion Carried.

REGULAR BUSINESS

Rod Fortin, Auditor, Department of Legislative Audit presented the board with the Management Letter from the Department of Legislative Audit. The board discussed the findings from the 2006 audit with Mr. Fortin.

PUBLIC HEARINGS

As scheduled, a Public Hearing was held at 9:00am for the Applications for Sale of Alcoholic Beverages. Chairperson Klavetter opened the Public Hearing and called for proponents and opponents. Deputy Auditor, Krista Spence updated the board on the applications. Chairperson Klavetter closed the Public Hearing.

NOTICE OF HEARING UPON APPLICATIONS FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN that the Board of County Commissioners in and for the County of Brookings, in the City of Brookings, South Dakota, on the 11th day of December 2007, at the hour of 9:00 a.m. in the Commission Chambers located at 601 4th Street, Brookings, SD will meet in regular session to consider the following applications for Liquor and Wine Licenses to operate outside of the municipality for the Year 2008 licensing period, which have been presented to the Board of County Commissioners and filed in the County Auditor's office.

<i>Applicant</i>	<i>Legal Description/Addresser</i>	<i>Type of License</i>
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Arlington Beach LLC	Outlot "A" and E 112' of Outlot "B" & Including Outlot C in Subdivision of Govt. Lots 2 & 3 Lake Poinsett Heights OL A & B in SW ¼ Sec 5-112-52	Retail On-Sale Liquor
Brookings Country Club	Govt Lots 8-9 and OL "B" in SE ¼ Sec 28-109-50, 82.72 acres Class "XC" and E ½ SE ¼ exc OL "B" and Exc Country	Retail On-Sale Liquor

	Club Addn (Inc Country Club Drive), 64.70 acres Class "XC"	
Danceland Campground (Beach Bums Inc)	Unplatted area in Govt Lot 2 exc S 50' exc E 550' McClemans Subdivision NW ¼ Sec 33-109-50 in Medary Township	Retail On-Sale Liquor
Meadow Creek Golf Club	N 444' of S 380" of N 824' exc W 420' of N 720" of W ½ of the W ½ of the SE ¼ Section 23-110-51, excluding platted area, Volga Township 5.54 acres	Retail On-Sale Liquor
Schade' Vineyard	SE ¼, SE ¼, SE ¼, Section 16-110-51	Off-Sale Package Wine
Skyview Junction LLC	N550' of E325' exc Highway Right-of-Way of the NE ¼ of the NE ¼ Sec 8-109-47	Retail On-Sale Liquor

NOTICE IS FURTHER GIVEN that any person, persons, or their attorney may appear and be heard at said scheduled public hearing, who are interested in the approval or rejection of any such application.

Dated at Brookings, South Dakota, this 26th day of November, 2007.

Janet Willmott, County Auditor

Motion by Larson, seconded by Falken to approve and authorize Chairperson Klavetter to sign the Uniform Alcoholic Beverage License Applications presented to the board for the 2008 License Year. Roll Call Vote: Falken "Aye," Larson "Aye," Negstad "Aye," Klavetter "Aye." Motion Carried.

As scheduled, a Public Hearing was held at 9:10am for the Petition to Vacate a portion of County Highway. Chairperson Klavetter opened the Public Hearing and called for proponents and opponents. Rodney Freeman, Jr., Attorney At Law, discussed the petition with the board. Zoning & Drainage Director, Robert Hill discussed easements, lot sizes and other issues. Chairperson Klavetter closed the Public Hearing.

Motion by Negstad, seconded by Falken to approve and authorize Chairperson Klavetter to sign Resolution #07-43: A Resolution vacating a portion of County Highway designated as 1st Avenue East. Roll Call Vote: Larson "Aye," Negstad "Aye," Falken "Aye," Klavetter "Aye." Motion Carried.

REGULAR BUSINESS

Motion by Larson, seconded by Negstad to approve and authorize Chairperson Klavetter to sign Agreement #07-36: An Agreement between Brookings County and Minnehaha County and Volunteers of America for Juvenile Detention. Roll Call Vote: Negstad "Aye," Falken "Aye," Larson "Aye," Klavetter "Aye." Motion Carried.

Motion by Negstad, seconded by Falken to approve and authorize Chairperson Klavetter to sign a Memorandum of Understanding between Brookings County and Sioux Valley Energy for Geographic Information System Data. Roll Call Vote: Falken "Aye," Larson "Aye," Negstad "Aye," Klavetter "Aye." Motion Carried.

Commission Assistant/Human Resources Director, Stephanie Vogel met with the board to discuss correspondence received, personnel matters, contingency transfers and estimated cash.

Be it noted, the Board approved the following Personnel Actions: Promotion: Erik Markve, Appraiser II \$13.90; Routine Step Increases: Shawn Hostler, Deputy Sheriff \$18.42; Lyndsey Leasman, Part-time Correctional Officer \$12.93; Resignations: Richard Hauge, Correctional Officer, Layne Saathoff, Planning & Zoning Board member.

COMMISSIONER'S OPEN DISCUSSION

Commissioner Larson reported on a Growth Partnership meeting, discussed the NACO budget and election processes, and Green Initiatives.

Commissioner Negstad reported on the Brookings County Historical Society Dinner.

Commissioner Falken reported on the Conservation District Open House.

Commissioner Klavetter reported on a Planning & Zoning meeting, and issues with a cemetery in Brookings County.

ADJOURNMENT

There being no further business, Chairperson Klavetter declared the regular meeting adjourned until 8:30am Tuesday, December 18, 2007.

It is the policy of Brookings County, South Dakota, not to discriminate against the Handicapped in Employment or the Provision of Service. The County of Brookings is responsive to requests for communication aids and the need to provide appropriate access, and will provide alternative formats and accessible locations consistent with the Americans with Disabilities Act.

Krista Spence
Deputy Auditor
Brookings County Auditor's Office